

THE MYSORE GAZETTE.²¹³

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PART I.

Notifications by the Chief Commissioner of Mysore.

GENERAL.

NOTIFICATIONS.

No. 249.

The 17th November 1874.

Consequent on the appointments of Messrs. Ganes Singh and Vijayaraghavalu Naidu, as Officiating Assistant Commissioners, the following arrangements are sanctioned:—

V. Latchmana Modaliar, Revenue Sheristadar, Hassan District, is appointed to act as 5th Grade Amildar and 3rd Class Magistrate.

Shek Ibrahim, Surveyor, Mysore District, is appointed to act as 5th Grade Amildar and 3rd Class Magistrate.

The names of the taluks to which these officials will be posted will hereafter be notified.

No. 250.

The 18th November 1874.

Venkatramanaia, Judicial Sheristadar of the Kolar District, is appointed to officiate as 5th Grade Amildar, and is vested with Magisterial powers of 3rd Class, within the meaning of Sections 19 and 22 of the Criminal Procedure Code, with additional powers under Section 23, except the power to commit for trial, and is posted to the Sidlagatta Taluk, *vice* Mr. Abdul Rahiman promoted to Assistant Commissioner.

No. 251.

The 21st November 1874.

In supersession of this Office Notification No. 163, dated 11th January 1870, the Chief Commissioner is pleased to direct that the land assessment in the Shimoga and Kadur Districts shall in future be levied at the periods and in the proportions described in the subjoined table which has been drawn up in consultation with the local Revenue Officers.

Periods for Payment.

	Rates payable (in fractional parts of a Rupee.)		
	Rs.	As.	P.
December..
January
February
March
	0	2	0

No. 252.

The 21st November 1874.

The leave on medical certificate granted to Mr. F. C. Hicks, Assistant Conservator of Forests, in Notification No. 200, dated 6th October 1874, for 3 months and six days, is cancelled.

Mr. F. C. Hicks is granted two months and six days' privilege leave from such date as he may have availed himself of it.

No. 253.

The 24th November 1874.

In continuation of Public Works Department Notifications Nos. 236 and 297, dated 26th October 1870, and 5th December 1870, published in the *Mysore Gazette*, pages 96 and 210, respectively, the following Notification is published for general information:—

Notice is hereby given that under the provisions of Section 21 of the Mysore Forest Rules, the Chief Commissioner has been pleased to sanction the increase in the duty levied on Tangadi bark in the marginally noted Districts and taluks of the Nundydroog Division to Rs. 5 per Chakra Cart-load from 1st April 1875.

No tax is to be charged on this shrub when it is used by ryots as manure or firewood.

NUNDYDROOG DIVISION.

- I. Whole of Bangalore District.
- II. Kolar District. The Taluks of Kolar, Shrinivasapur, Mulbagal, Betmangala, Malur, S. R. R. Taluk, Chikballapur and Guwanayalapur.
- III. Tumkur District. All the taluks.

No. 254.

The 25th November 1874.

The following Bye-Law having been approved by the Chief Commissioner is published for general information:—

No. 2—25. All parties, whether residing temporarily or otherwise within Municipal limits, who may have any of their horses or other cattle belonging to them attacked with glanders, or any disease epidemic or otherwise of a dangerous or infectious character, shall be required to give immediate notice of the same to the President, Municipal Commission, who, on receiving notice as aforesaid, shall as soon as possible have the animal or animals examined by a competent Veterinarian, and if satisfied that the removal of the animal or animals is necessary, the owner will be required to remove the same at once beyond Municipal limits.

Any persons having animals attacked with glanders or any other epidemic disease not complying with this Bye-Law will render themselves liable, on conviction before a Magistrate, to a penalty not exceeding one hundred rupees for the first, and after a first conviction rupees two hundred for the second and each succeeding offence.

No. 255.

The 25th November 1874.

In continuation of this Office Notification No. 110, dated 4th July 1874, the following Subsidiary Rules, for the guidance of District Committees, for the administration of Local Funds, are published for general information.

Subsidiary Rules for the guidance of District Committees, for the administration of Local Funds, framed under Notification No. 110, dated 4th July 1874.

1. The Local Funds to be administered by District Committees shall for the present consist (1) of the proceeds of the one anna cess in settled and of the half anna cess in unsettled taluks on every rupee of ordinary Land Revenue, (2) of local ferry collections, and (3) of fines on stray cattle and sale proceeds of stray cattle. Special assignments from any other source, made under due authority, to the Local Funds of any District or Taluk, shall be regarded as "grants-in-aid" to such Local Funds. Of the proceeds of the local cess 24 per cent shall be allotted in a lump sum to the Educational Department, intimation of which shall be given to the Director of Public Instruction, and the remaining 76 per cent shall be available for disposal by the District Committees.

2. The estimate of receipts to be laid before District Committees by the President annually on 1st October, as prescribed in Section 10 of the Rules, shall furnish full explanation as to the causes of variation from the estimates and actuals of the previous and current years, so far as such can be given.

3. The estimates of expenditure to be similarly laid before the District Committees shall be classified under the following main heads :—

- I. Public Works.
- II. Education, (lump sum).
- III. Sanitation, medical services and public and charitable institutions.
- IV. Miscellaneous to include the cost of establishments of the District Committees and of controlling Offices, and any expenditure not falling under the other heads.

And a detailed statement of the proposals under each main head shall be entered under it.

4. All sums entered in the estimates shall as far as possible be in round numbers.

5. The appropriation of the funds available for expenditure, excepting the allotment for education, shall rest with the District Committees subject to the rules hereinafter laid down.

6. A statement of the amount available for sanitation and medical services in each District shall be furnished by the President to the Head of the Local Medical Department, who will be requested to communicate to the Commissioner of the Division any remarks he may deem the same to call for at his hands so far as the medical and sanitary needs of the District are concerned.

7. Should the Commissioner of the Division consider any modifications in the proposals of the District Committees to be advisable, he will state the same when forwarding the estimates to the Secretary in the Department Public Works for the final orders of the Chief Commissioner.

8. If from any cause a re-appropriation of funds is found necessary after the final submission of the appropriation statement, application may be made therefor in the usual manner by the President under the sanction of the Committee.

9. The charge debitable to each District under the authority of the Chief Commissioner on account of establishment maintained in the Office of the Controller, Department Public Works, for the audit of Local Fund accounts, and any other establishments connected with the Department Public Works, as also the establishments of the District Local Funds, shall be divided in due proportion amongst the several taluks of such District. The proportion should be fixed according to the estimated annual receipts in round numbers of each taluk.

10. Every work estimated to cost Rs. 500 and upwards, whether an original work or a repair, shall be shewn separately in the detailed statement, provided that only sanctioned projects shall be entered in the Budget estimates.

11. The allotment for tools and plant should not ordinarily be larger than one per cent of the expenditure. When it exceeds that proportion the cause should be distinctly explained.

12. Estimates for sanitary and miscellaneous works exceeding Rs. 1,000 shall contain a provision of 5 per cent for petty establishment and contingencies.

13. The power of sanctioning estimates will be exercised as follows :—

Up to Rs. 500 by District Committees. Between Rs. 500 and Rs. 1,000 by Commissioners of Divisions. In excess of Rs. 1,000 by the Chief Commissioner.

14. The President after examining and countersigning estimates will lay them before the District Committee, and will then, if the estimate is for a new work and the amount is above Rs. 500, forward it to the Commissioner of Division with a full explanation of the necessity for the work and a copy of any resolution passed by the District Committee regarding it.

15. The allotments entered in the Budget as passed by the Chief Commissioner will be the original sanctioned allotments for the year. Re-appropriations will be dealt with as prescribed in the rules for Public Works.

16. Applications for new or re-appropriations will be made by the President to the Commissioner of the Division as occasion arises, care being taken that they are made in time to allow of their being utilized within the current year. Copies of all such applications must be laid before the District Committee at their next ensuing meeting.

17. At the first meeting of a District Committee during the official year, the President shall submit a list of works which were still incomplete at the end of the previous year, but which were omitted from the Budget in the expectation that they would be completed. The list shall shew how funds can be provided for them. Incomplete works may be proceeded with in anticipation of the sanction of appropriation, provided that the unexpended balance of the original appropriation is not exceeded. After the list is passed by the District Committee, it shall be forwarded to the Commissioner of the Division with a covering letter, copy of which shall be laid before the District Committee at the next ensuing meeting.

18. The selection of works will rest with the District Committee, and the President will be responsible that the necessary arrangements for execution are made in due time on receipt of the orders on the Budget estimates.

19. The rules in force in the Public Works Department forbidding the commencement of new works until the plans and estimates for the same have been duly sanctioned, or of such works or repairs until funds have been appropriated therefor, are equally applicable to the case of works appertaining to Local Funds.

20. When Executive Engineers undertake Local Fund works the course to be followed will be that prescribed in the rules for the Public Works Department.

21. Where there is a District Local Fund Engineer, the plans and estimates of all sanctioned works, for which the same are required, will be prepared under his orders. Where there is no Local Fund Engineer, such plans and estimates will be prepared as at present by the District Surveyor under the direction when necessary of the Executive Engineer of the Division.

22. In the case of Local Fund works executed by Executive Engineers, completion-certificates will be forwarded to the Controller of Public Works Accounts. That Officer will transmit them without delay to the President, by whom they will be laid before the District Committee at its next meeting and then filed.

23. The Executive Engineer of the Division, in the absence of a Local Fund Engineer, will be the professional adviser of the District Committee of which he is a member, and it will be his duty to give such Committee the benefit of his professional opinion with regard to any work projected by it, as well as to suggest to it any works that he may himself consider desirable, and to afford it general assistance.

24. When the Executive Engineer has occasion to address the District Committee or to make any representation connected with Local Fund works, he will do so through the President of the District Committee.

25. The execution of Local Fund works of an ordinary character will, as a rule, be provided for by the President of the District Committee, where there is no Local Fund Engineer. In the latter event, the execution of important works may still, when necessary, be entrusted to the Executive Engineer of the Division.

26. The audit of all expenditure from Local Funds on Public Works shall be performed as heretofore by the Controller, Public Works Accounts, in accordance with the rules in force, which latter will be strictly applicable to this branch of the Local Funds accounts on all points on which special provision to the contrary is not made in these rules.

27. In all appropriations for the execution of works from Local Funds, the President of a District Committee should specify invariably, whether the same are to be carried out by the Local Funds Establishments or the Public Works Department, in order that all sanctions affecting the latter Department may be communicated to the Controller, Public Works Accounts.

28. The pay bills of all establishments or institutions debitable to Local Funds, shall be signed by the Chief Officer in charge of the same, and bills for other charges must be countersigned by the President or Vice President of the District Committee.

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29. Bills for the amount due by District Committees for medicines and stores, supplied to Local Fund hospitals and dispensaries, shall be furnished annually by the Officer in charge of the Medical Store Depot to the Deputy Accountant General, who will arrange, in communication with the Presidents, for the due adjustment of the same from the Local Funds concerned.

30. Funds for all sanitary, medical and miscellaneous charges debitable to Local Funds shall be drawn on bills signed by the Officer to whom the expenditure is confided, and countersigned by the President or Vice President.

31. All investments of endowment funds, if any, entrusted to the District Committees, and all appropriations of such funds involving a diminution of the capital of the same, must be sanctioned by the Chief Commissioner.

32. The audit of the general accounts of Local Funds shall lay with the Deputy Accountant General.

33. The accounts of District Funds will be kept by the Treasury Officers under the orders now in force.

34. Every month, the Treasury Officer shall compile a statement for each taluk under the District Committee, shewing the payments made on the authority of the President from the Local Funds. This account shall be laid before the District Committee at its next meeting, and a copy of it forwarded to the Commissioner of the Division not later than the 18th of the month.

35. Similarly, a monthly general report of works shall be compiled in the Committee's Office from the progress reports sent to the President, and laid before the District Committee at its next meeting. Copy to be sent likewise to the Commissioner of the Division.

36. All accounts and statements prepared by the Treasury Officer must be laid before the President of the District Committee, who will attach his signature and will be responsible for their correctness. Should he be absent from head-quarters, they must be sent on previously, so that there may be no delay.

37. Local Funds shall in no case be expended on Provincial works when the Budget provision for such works is found inadequate to complete them, nor shall advances be made from Local Funds for Provincial works repayable when the estimates for such works are sanctioned.

38. Local Funds are in no case to be appropriated towards the construction or repair of places of worship of any class or religion.

39. The salaries of temporary establishments entertained for the execution of special works carried out from Local Funds under the provision of Section 14 of the General Rules, shall be paid and charged to the works on which they may be actually employed.

40. A District Committee shall have and use a common seal, and shall have their name engraven thereon in English and Kanarese. All contracts entered into in respect of any sum exceeding Rs. 20 shall be in writing, and shall be sealed with the common seal of the Committee and on their behalf in the presence of at least two members of the Committee, one of whom shall be the President or Vice President, who shall certify the same by affixing their signatures as witnesses at the foot of the instruments. All such contracts shall be varied or discharged in a similar manner.

41. No member of the Committee shall be personally liable for any contract made, or any expense incurred by or on behalf of the Committee under the rules in force; but the funds from time to time, in the hands of the Committee, shall be liable for and chargeable with all contracts and expenses duly incurred as aforesaid. Every member shall be liable for any misapplication of the money entrusted to the Committee to which he shall have been a party, or which shall have happened through or have been facilitated by his neglect of his duty and he shall be liable to be sued for the same, as for money due to the Government.

42. No member of the District Committee or servant of the Committee shall be interested directly or indirectly in any contract made by the Committee.

43. Minutes of the Proceedings of the Committee at each meeting shall be drawn up and fairly entered in a book to be kept for that purpose, and shall be signed by the member who presided at such meeting. The said minutes shall at all reasonable times and without charge be open at the Office of the Committee to the inspection of any person who contributes to the Local Funds of the District.

44. The establishments of District Surveyors, Mestris, &c., already sanctioned for each District, shall be retained on the same conditions of service as at present, but they will be available for all Local Fund works under the new system. The appointment, parishment and dismissal of these Officers is vested in the District Committee by the General Rules, but no change as regards them will be made in these respects in the practice heretofore in force, so long as their pay is partly borne by the State.

45. In the selection of men for these offices, the present rules regarding qualifications will be strictly adhered to, and the Chief Engineer will be consulted before their nomination.

No. 256.

The 26th November 1874.

The following Revised Rules for the sale of sandalwood by public auction have been approved by the Chief Commissioner, and are published for general information.

I. PROCEDURE.

1. Every auction sale shall be held by the Forest Officer in charge of the Range, or other Officer deputed by the Conservator.

2. The highest bidder shall be the purchaser. Should any lot be disputed, it shall be again put up, and resold.

3. Each purchaser shall, immediately after a lot has been knocked down to him, sign his name opposite the number and specification of the lot bought by him, in a book provided for the purpose. Such signature shall be held as an admission on his part of having bought such lot.

II. PAYMENTS—HOW TO BE MADE.

4. Immediately after the sale, each purchaser will be furnished with a memo shewing the total amount due by him; and with a letter of advice to pay into the nearest Government Treasury 25 per cent of such amount as a deposit, before the close of the third day from the date of sale. A receipt for the deposit money will be granted by the Treasury Officer, and must be presented to the Forest Officer before the close of the fifth day. The Forest Officer will initial the receipt, and enter on its face, the date of presentation. Should any purchaser fail to comply with this regulation, the Forest Officer shall be at liberty to sell to other individuals, all or any portion of the sandalwood purchased by such defaulter, who shall bear any loss, but shall not participate in any profit that may arise.

5. The whole quantity purchased by each merchant must be paid for within 90 days from the date of sale. Failing which the deposit money already paid in shall lapse to the Government, and shall not be counted as part payment. Moneys due may be paid into the Treasury of the Taluk in which the Koti is situated, or into the District Treasury, but into no other.

6. The Forest Officer shall personally weigh out the whole quantity of wood bought by each purchaser, and this weighing out of the wood sold in each Koti must be completed within two months from the date of sale. When weighing, should any surplus be found, it shall be taken out; and any deficiency occur, the Forest Officer will make up the full tale of wood, stamp every piece that can be stamped, and take such precautions as shall preclude the lots being tampered with before final removal.

The full tale of wood having been thus once made up, all loss which may afterwards arise from dryage or other causes, shall be borne entirely by the purchaser, who shall be warned to attend at the weighing out of his lots. Should he not appear in person or by duly constituted agent, the Forest Officer shall weigh out, stamp and seal the lots at his own convenience, and no complaint afterwards made by the purchaser will be attended to. The expenditure incurred in weighing out wood will be borne by the Government; but all expenses necessary for the final removal of the wood from the Koti shall be borne by the purchaser.

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7. No wood can be removed by any purchaser until it has been paid for in full, and until a "license to remove" shall have been obtained from the Forest Officer.

IV. KOTI RENT.

8. Wood weighed out, stamped and paid for under the preceding sections, may be removed at any time within 90 days from date of sale without payment of Koti rent. Such wood, if left in the Kotis more than 90 days from date of sale, shall be charged with Koti rent at the rate of (4) annas per kandi per mensem, from date of sale. Should the space occupied by such wood be required for the storing of new wood, the Forest Officer shall be at liberty, after giving the purchaser ten days' notice, to take the wood out of the Koti, and deposit it without the walls at the expense and risk of the purchaser.

V. LICENSES TO REMOVE.

9. No Wood can be removed from the Koti till a "license to remove sandalwood," signed by the Forest Officer in charge of the Range, shall have been obtained; and all holders of such licenses shall be bound to abide by the conditions laid down in such licenses. Any trader or other infringing the terms of his license, or not returning his license on the expiration of the time allowed, shall be liable to be dealt with under the conditions prescribed in Section 26 of the Mysore Forest Rules.

VI. GENERAL.

10. In conformity with standing Rules, no sandalwood can be sold by private individuals within the Mysore Territories, or be moved from place to place without a license, to be granted by the Forest Officer in charge of the Range.

11. The Forest Officer in charge shall be at liberty to stop the sale at any time without giving any reason to the intending purchasers.

"By Order,"

H. WELLESLEY,
Offg. Secretary.

PUBLIC WORKS.

NOTIFICATIONS.

No. 75

The 21st November 1874.

Mr. A. Gurusami Modaliar, Head Accountant, D. P. W., Controller's Office, is granted three months' privilege leave from 4th January 1875, or from such date as he may avail himself of it.

"By Order,"

R. H. SANKEY, *Lieut.-Col., R. E.,*
Secretary, P. W. D.

No. 76.

The 24th November 1874.

The two weeks' privilege leave granted to Mr. R. Warder, Assistant Engineer, Hemavati Division, in Notification No. 68 of 4th instant, is hereby extended to one month.

"By Order,"

W. CHRYSTIE, *Major, R. E.,*
Offg. Under-Secy. P. W. D.
Irrigation Branch.